

7. (Currently amended) A host cell comprising the ~~nucleic acid molecule of claim 1~~  
AAV helper function vector of claim 3.

8. (Original) The host cell of claim 7 further comprising accessory function  
genes.

9. (Currently amended) A nucleic acid molecule which encodes one or more AAV helper  
functions, said nucleic acid molecule comprising in 5' to 3' order:

an AAV *rep* coding region;

an AAV *cap* coding region; and

a nucleotide sequence comprising a modified AAV p5 promoter region, wherein the  
modified p5 promoter region lacks an intact TATA box.

10. (Original) An AAV helper function vector comprising the nucleic acid molecule of  
claim 9.

11. (Original) The AAV helper function vector of claim 10, wherein the vector is a  
plasmid.

12. (Cancelled)

13. (Currently amended) A method of producing recombinant AAV (rAAV) virions  
comprising:

(a) introducing an AAV vector into a suitable host cell;

(b) introducing the AAV helper function vector of claim ~~10~~ 11 into the host cell;

(c) expressing accessory functions in the host cell; and

(d) culturing the host cell to produce rAAV virions.

14. (Cancelled)

## I. AMENDMENT

### In the Claims:

The following listing reflects amendments to the claims and replaces all prior versions and listings of claims in this application.

1. (Currently amended) A nucleic acid molecule which encodes one or more AAV helper functions, said nucleic acid molecule comprising in 5' to 3' order:

an AAV *rep* coding region;

an AAV *cap* coding region; and

a nucleotide sequence comprising a modified AAV p5 promoter region, such that the modified AAV p5 promoter region no longer functions in transcription initiation.

2. (Original) An AAV helper function vector comprising the nucleic acid molecule of claim 1.

3. (Original) The AAV helper function vector of claim 2, wherein the vector is a plasmid.

4. (Cancelled)

5. (Currently amended) A method of producing recombinant AAV (rAAV) virions comprising:

(a) introducing an AAV vector into a suitable host cell;

(b) introducing the AAV helper function vector of claim 2 3 into the host cell;

(c) expressing accessory functions in the host cell; and

(d) culturing the host cell to produce rAAV virions.

6. (Cancelled)

15. (Currently amended) A host cell comprising the ~~nucleic acid molecule of claim 9~~  
AAV helper function vector of claim 11.

16. (Original) The host cell of claim 15 further comprising accessory function genes.

17-25. (Cancelled)